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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

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AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF AUTOTEL'S BONA
FIDE REQUEST FOR TERMINATION OF
EXEMPTION PURSUANT TO SECTION
251(f)(1)(B) OF THE
TELECOMMUNICATIONS ACT AND TO
PROVIDE COMMERCIAL MOBILE RADIO
SERVICES IN ARIZONA.

DOCKET NO. T-03214A-10-0051

PROCEDURAL ORDER

BY THE COMMISSION:

On February 9, 2010, Autotel ("Autotel") filed with the Arizona Corporation Commission ("Commission") a Bona Fide Request for Termination of Exemption ("Request"). According to the Request, Autotel is seeking an interconnection agreement with Frontier Communications Corporation ("Frontier") to provide Commercial Mobile Radio Service ("CMRS") in Arizona. The Request states Frontier has advised Autotel that it has not formally invoked its rights as a rural carrier in any of the existing legal entities Frontier operates in Arizona. Autotel requests that the Commission conduct an inquiry to determine if any of the Frontier operating companies meet the definition of Rural Telephone Company under 47 U.S.C. 153 (37).

On June 30 and July 7, 2010, Autotel filed a Petition for Arbitration and requested that the Commission arbitrate an interconnection agreement between Autotel and Frontier.

Accordingly, the Commission's Utilities Division ("Staff") and Frontier should file a response to Autotel's Request and Petition for Arbitration.

IT IS THEREFORE ORDERED that **Staff and Frontier** shall each file by **July 27, 2010**, a response to Autotel's Request and Petition for Arbitration.

IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law in Arizona and before the Commission and admission *pro hac vice*.

1 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
 2 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
 3 Rules of Arizona Supreme Court). Representation before the Commission includes appearance at all
 4 hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled
 5 for discussion, unless counsel has previously been granted permission to withdraw by the
 6 Administrative Law Judge or the Commission.

7 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
 8 Communications) applies to this proceeding and shall remain in effect until the Commission's
 9 Decision in this matter is final and non-appealable.

10 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
 11 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

12 Dated this 13th day of July, 2010.

13
 14
 15 
 16 YVETTE B. KINSEY
 ADMINISTRATIVE LAW JUDGE


17 Copies of the foregoing mailed/delivered
 18 this 13th day of July, 2010 to:

19 Richard L. Oberdorfer
 20 AUTOTEL
 21 P.O. Box 1618
 22 Bend, OR 97709

23 Ms. Jenny Smith
 24 Manager, Interconnection Services
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25 Janice Alward, Chief Counsel
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28 By: 
 Debra Broyles
 Secretary to Yvette B. Kinsey